Application Number: 10/720,907 Reply to O.A. dated March 7, 2005

THE CLAIMS

Attorney Docket: 33345/US/4

The listing of claims will replace all prior versions of claims in the application.

Listing of Claims:

1. (Currently amended) A method to protect cells in a lipid bilayer membrane of treating cell oxidative damage in humans, comprising administering a formulation comprising:

Vitamin E as d- α -tocopherol;

Vitamin E as dl- α -tocopheryl;

Vitamin E mixed tocopherols; and

tocotrienols in the forms comprising inseparable tocopherols.

- 2. (Original) The method of claim 1 wherein said tocotrienols are in the forms α , γ , β , and δ , and said inseparable tocopherols are in the forms of α , γ , β , and δ , said tocotrienols and said tocopherols being from rice, whereby said formulation is beneficial for antioxidant protection of cells in the human body containing a lipid layer membrane.
- 3. (Original) The method of claim 1 wherein said tocotrienols are in the forms α , γ , β , and δ , and said inseparable tocopherols are in the forms of α , γ , β , and δ , said tocotrienols and said tocopherols being from palm, whereby said formulation is beneficial for antioxidant protection of cells in the human body containing a lipid layer membrane.
- 4. (Original) The method of claim 1 wherein said Vitamin E mixed tocopherols are in the forms α , γ , β , and δ and are a blend of synthetic and natural sources of Vitamin E.
- 5. (Original) The method of claim 1 wherein said Vitamin E dl- α -tocopheryl is present at about 90 weight % of said active ingredients.
- 6. (Original) The method of claim 1 wherein said Vitamin E mixed tocopherols are present at about 5 weight % of said active ingredients.

7. (Original) The method of claim 1 wherein said tocotrienols from natural sources are present at about 5 weight % of said active ingredients.

8. (Currently amended) A method to protect cells in a lipid bilayer membrane of treating cell oxidative damage in humans, comprising administering a formulation comprising:

Vitamin E selected from at least one of the ester group consisting of:

dl- α-tocopheryl acetate; and

dl- α-tocopheryl succinate;

Vitamin E as d- α -tocopherol;

Vitamin E mixed tocopherols in the forms α , β , γ , and δ ;

tocotrienols in the forms α , β , γ , and δ .

9. (Original) The method of claim 8 wherein said Vitamin E as dl- α -tocopheryl ester, said Vitamin E as d- α -tocopherol, and said Vitamin E mixed tocopherols in the forms α , β , γ , and δ is a blend of synthetic and natural sources of Vitamin E, and said tocotrienols are from a natural source.

- 10. (Original) The method of claim 8 wherein said Vitamin E as dl- α -tocopheryl ester is present at from 5 mg to 400 mg.
- 11. (Original) The method of claim 8 wherein said Vitamin E as d- α -tocopherol is present at from 5 mg to 400 mg.
- 12. (Original) The method of claim 8 wherein said Vitamin E as mixed tocopherols is present at from 5 mg to 200 mg.
- 13. (Original) The method of claim 8 wherein said Vitamin E as mixed tocotrienols in the forms α , β , γ , and δ is present at from 5 mg to 50 mg with variable composition of isomers:

a tocotrienol at 1 to 30%;

β tocotrienol at 0.1 to 30%;

 γ tocotrienol at 1 to 30%; and δ tocotrienol at 0.1 to 30%.

14. (Original) The method of claim 13 comprising: inseparable variable content of carotenoids comprising:

alpha carotene;
beta carotene;
gamma carotene;
lycopene; and
phytosterols and squalene.

15. (Original) The method of claim 8 comprising:

a marker selected from at least one of the group consisting of:

coenzyme Q10;

rosemary oil;

green tea;

α lipoic acid;

lycopene;

grape seed extract;

pine bark extract;

vitamin C;

natural beta carotene;

synthetic beta carotene;

 γ -oryzanol;

selenium; and

lutein.

16. (Currently amended) A method to protect cells in a lipid bilayer membrane of treating cell oxidative damage in humans, comprising administering a formulation comprising:

Vitamin E selected from at least one of the ester group consisting of:

dl-α-tocopheryl acetate; and

dl-α-tocopheryl succinate;

Vitamin E as d- α -tocopherol;

Vitamin E mixed tocopherols in the forms α , β , γ , and δ ; and tocotrienols in the forms α , β , γ , and δ .

- 17. (Original) The method of claim 16 wherein said Vitamin E as dl- α -tocopheryl ester, said Vitamin E as d- α -tocopherol, and said Vitamin E mixed tocopherols in the forms α , β , γ , and δ is a blend of synthetic and natural sources of Vitamin E, and said tocotrienols are from a natural source.
- 18. (Original) The method of claim 16 wherein said Vitamin E as dl-α-tocopheryl ester is present at from 5 mg to 2000 mg.
- 19. (Original) The method of claim 16 wherein said Vitamin E as d- α -tocopherol is present at from 5 mg to 2000 mg.
- 20. (Original) The method of claim 16 wherein said Vitamin E as mixed tocopherols is present at from 5 mg to 2000 mg.
- 21. (Original) The method of claim 16 wherein said Vitamin E as mixed tocotrienols in the forms α , β , γ , and δ is present at from 5 mg to 500 mg with variable composition of isomers:

α tocotrienol at 1 to 30%;

 β to cotrie ol at 0.1 to 30%;

γ tocotrienol at 1 to 30%; and

 δ tocotrienol at 0.1 to 30%.

22. (Original) The method of claim 16 wherein said Vitamin E as dl- α -tocopheryl ester, said Vitamin E as d- α -tocopherol, and said Vitamin E mixed tocopherols in the forms α , β , γ , and δ is a blend of synthetic and natural sources of Vitamin E, and said tocotrienols are from a natural source.

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23. (Original) The method of claim 16 wherein said formulation is formed in a soft gel capsule further comprising:

gelatin;
glycerin; and
water for said soft gelatin formulation.

24. (Original) The method of claim 16 comprising: a marker selected from at least one of the group consisting of:

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coenzyme Q10;
rosemary oil;
green tea;
α lipoic acid;
lycopene;
grape seed extract;
pine bark extract;
vitamin C;
natural beta carotene;
synthetic beta carotene;
γ-oryzanol;
selenium; and
lutein.
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- 25. (Canceled)
- 26. (New) A method of protecting against cell oxidative damage in humans, comprising administering a formulation comprising:

Vitamin E as d-α-tocopherol;
Vitamin E as dl-α-tocopheryl;
Vitamin E mixed tocopherols; and
tocotrienols in the forms comprising inseparable tocopherols.

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27. (New) The method of claim 26 wherein said tocotrienols are in the forms α , γ , β , and δ , and said inseparable tocopherols are in the forms of α , γ , β , and δ , said tocotrienols and said tocopherols being from rice, whereby said formulation is beneficial for antioxidant

protection of cells in the human body containing a lipid layer membrane.

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- 28. (New) The method of claim 26 wherein said tocotrienols are in the forms α , γ , β , and δ , and said inseparable tocopherols are in the forms of α , γ , β , and δ , said tocotrienols and said tocopherols being from palm, whereby said formulation is beneficial for antioxidant protection of cells in the human body containing a lipid layer membrane.
- 29. (New) The method of claim 26 wherein said Vitamin E mixed tocopherols are in the forms α , γ , β , and δ and are a blend of synthetic and natural sources of Vitamin E.
- 30. (New) The method of claim 26 wherein said Vitamin E dl-α-tocopheryl is present at about 90 weight % of said active ingredients.
- 31. (New) The method of claim 26 wherein said Vitamin E mixed tocopherols are present at about 5 weight % of said active ingredients.
- 32. (New) The method of claim 26 wherein said tocotrienols from natural sources are present at about 5 weight % of said active ingredients.
- 33. (New) A method of protecting against cell oxidative damage in humans, comprising administering a formulation comprising:

Vitamin E selected from at least one of the ester group consisting of:

dl- α-tocopheryl acetate; and

dl- α-tocopheryl succinate;

Vitamin E as d- α -tocopherol;

Vitamin E mixed tocopherols in the forms α , β , γ , and δ ;

tocotrienols in the forms α , β , γ , and δ .

34. (New) The method of claim 33 wherein said Vitamin E as dl- α -tocopheryl ester, said Vitamin E as d- α -tocopherol, and said Vitamin E mixed tocopherols in the forms α , β , γ , and δ is a blend of synthetic and natural sources of Vitamin E, and said tocotrienols are from a natural source.

- 35. (New) The method of claim 33 wherein said Vitamin E as $dl-\alpha$ -tocopheryl ester is present at from 5 mg to 400 mg.
- 36. (New) The method of claim 33 wherein said Vitamin E as d- α -tocopherol is present at from 5 mg to 400 mg.
- 37. (New) The method of claim 33 wherein said Vitamin E as mixed tocopherols is present at from 5 mg to 200 mg.
- 38. (New) The method of claim 33 wherein said Vitamin E as mixed tocotrienols in the forms α , β , γ , and δ is present at from 5 mg to 50 mg with variable composition of isomers:

α tocotrienol at 1 to 30%;β tocotrienol at 0.1 to 30%;γ tocotrienol at 1 to 30%; and

 δ tocotrienol at 0.1 to 30%.

39. (New) The method of claim 38 comprising: inseparable variable content of carotenoids comprising:

alpha carotene;

beta carotene;

gamma carotene;

lycopene; and

phytosterols and squalene.

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40.
       (New)
                      The method of claim 33 comprising:
a marker selected from at least one of the group consisting of:
coenzyme Q10;
rosemary oil;
green tea;
α lipoic acid;
lycopene;
grape seed extract;
pine bark extract;
vitamin C;
natural beta carotene;
synthetic beta carotene;
γ-oryzanol;
selenium; and
lutein.
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41. (New) A method of protecting against cell oxidative damage in humans, comprising administering a formulation comprising:

Vitamin E selected from at least one of the ester group consisting of:

dl-α-tocopheryl acetate; and

dl-α-tocopheryl succinate;

Vitamin E as d- α -tocopherol;

Vitamin E mixed tocopherols in the forms α , β , γ , and δ ; and tocotrienols in the forms α , β , γ , and δ .

42. (New) The method of claim 41 wherein said Vitamin E as dl- α -tocopheryl ester, said Vitamin E as d- α -tocopherol, and said Vitamin E mixed tocopherols in the forms α , β , γ , and δ is a blend of synthetic and natural sources of Vitamin E, and said tocotrienols are from a natural source.

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43. (New) The method of claim 41 wherein said Vitamin E as dl-α-tocopheryl ester is present at from 5 mg to 2000 mg.

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- 44. (New) The method of claim 41 wherein said Vitamin E as d- α -tocopherol is present at from 5 mg to 2000 mg.
- 45. (New) The method of claim 41 wherein said Vitamin E as mixed tocopherols is present at from 5 mg to 2000 mg.
- 46. (New) The method of claim 41 wherein said Vitamin E as mixed tocotrienols in the forms α , β , γ , and δ is present at from 5 mg to 500 mg with variable composition of isomers:

α tocotrienol at 1 to 30%;

β tocotrienol at 0.1 to 30%;

γ tocotrienol at 1 to 30%; and

 δ tocotrienol at 0.1 to 30%.

- 47. (New) The method of claim 41 wherein said Vitamin E as dl- α -tocopheryl ester, said Vitamin E as d- α -tocopherol, and said Vitamin E mixed tocopherols in the forms α , β , γ , and δ is a blend of synthetic and natural sources of Vitamin E, and said tocotrienols are from a natural source.
- 48. (New) The method of claim 41 wherein said formulation is formed in a soft gel capsule further comprising:

gelatin;

glycerin; and

water for said soft gelatin formulation.

49. (New) The method of claim 41 comprising: a marker selected from at least one of the group consisting of:

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coenzyme Q10;
rosemary oil;
green tea;
α lipoic acid;
lycopene;
grape seed extract;
pine bark extract;
vitamin C;
natural beta carotene;
synthetic beta carotene;
γ-oryzanol;
selenium; and
lutein.
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